

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ALVIN DAMPIER,

Plaintiff,

v.

KING COUNTY JAIL, *et al.*,

Defendants.

Case No. C22-1401-JCC-SKV

ORDER

This matter comes before the Court on the Report and Recommendation (“R&R”) (Dkt. No. 7) of the Honorable S. Kate Vaughan, United States Magistrate Judge. The R&R recommends that the Court dismiss Plaintiff’s Prisoner Civil Rights Complaint pursuant to 28 U.S.C. § 1915A because it fails to state a claim for which relief can be granted. (*Id.* at 7.)

Judge Vaughan previously issued an order declining to serve Plaintiff’s complaint. (Dkt. No. 4.) In it, she explained that some claims fail as a matter of law and others are inadequately plead, requiring more detailed allegations. (*Id.*) Judge Vaughan provided Plaintiff with 30 days leave to file an amended complaint. (*Id.*) Plaintiff failed to do so. On this basis, Judge Vaughan issued an R&R recommending the complaint be dismissed without prejudice. (Dkt. No. 7). Plaintiff points to no error in this recommendation. Instead, he asks the Court to appoint counsel to investigate the matter. (*See* Dkt. No. 8.)

The Court has reviewed all of the filings, including Plaintiff’s request for the appointment of counsel. It finds no error in Judge Vaughan’s R&R. It further finds that the appointment of

1 counsel would be futile. Accordingly, the Court ORDERS as follows:

- 2 (1) The R&R (Dkt. No. 7) is ADOPTED;
- 3 (2) This matter is DISMISSED without prejudice;
- 4 (3) Plaintiff's motion for the appointment of counsel (Dkt. No. 8) is DENIED; and
- 5 (4) The Clerk is directed to send copies of this Order to the parties and to Judge

6 Vaughan.

7 DATED this 12th day of December 2022.

8 

9
10 John C. Coughenour
UNITED STATES DISTRICT JUDGE